

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

JS-6

CIVIL MINUTES - GENERAL

Case No.	CV 19-0562 FMO (KSx)	Date	May 24, 2019
Title	Jason Lee, <u>et al.</u> v. Scuba Mania, Inc., <u>et al.</u>		

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Present: The Honorable	Fernando M. Olguin, United States District Judge
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Vanessa Figueroa	None	None
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Deputy Clerk	Court Reporter / Recorder	Tape No.
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Attorney Present for Plaintiff(s):

None Present

Attorney Present for Defendant(s):

None Present

**Proceedings: (In Chambers) Order Remanding Action**

On January 23, 2019, defendants Scuba Mania, Inc. d/b/a/ Beach Cities Scuba, James Grundy, John Moss, Riviera Charter LLC, and M. V. Riviera ("M.V. Riviera" or "M/V Riviera") (collectively, "defendants"), removed this action based on plaintiffs' filing of a Second Amended Complaint, which for the first time named the M/V Riviera as an "in rem" defendant. (See Dkt. 1, Notice of Removal ("NOR") at ¶ 2; Dkt. 1-1, SAC at ¶ 14). On April 30, 2019, defendant filed a Notice of Partial Settlement, indicating the plaintiffs reached a settlement with certain defendants, including M/V Riviera, which was conditioned on a finding of good faith settlement pursuant to California Code of Civil Procedure § 877.6. (See Dkt. 35). On May 16, 2019, all the parties to this action, including the non-settling party, filed a Stipulation Re Good Faith Settlement (Dkt. 36), which the court approved on May 22, 2019. Given that the M/V Riviera is no longer a party to this action, and pursuant to 28 U.S.C. § 1367(c)(3), IT IS ORDERED THAT:

1. The action shall be **remanded** to the Superior Court of the State of California for the County of Los Angeles, 825 Maple Avenue, Torrance, CA 90503.
2. The Clerk shall send a certified copy of this Order to the state court.
3. All pending motions are denied as moot.

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